



Atty. Docket No.: 2312/2062

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Vikas P. Sukhatme
U.S. Serial No.: 09/589,483
Filed: June 7, 2000
Entitled: METHODS OF PRODUCING
ANTI-ANGIOGENIC
PROTEINS

Examiner: K.T. Katchev

Group Art Unit: 1636

Conf. No. 1320

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JAN 10 2003
TECH CENTER 1600/2900

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL932826242US** on this date, **January 7, 2003**, postage prepaid, in an envelope addressed to Box: CPA, Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

**Box: CPA
Commissioner for Patents
Washington, D.C. 20231**

**CONTINUED PROSECUTION APPLICATION (CPA)
(37 C.F.R. Section 1.53(d))**

1. This is a request for a filing of a continued prosecution application under 37 C.F.R. Section 1.53(d) of the above-identified prior nonprovisional application. A Notice of Appeal was filed on November 7, 2002, and an Appeal Brief is due January 7, 2003. The present request for CPA is filed in lieu of an Appeal Brief.

It is also requested that the Amendment After Final Rejection Under 37 C.F.R. § 1.116, mailed November 7, 2002, be entered into the application.

It is further requested that this continued prosecution application utilize the file jacket and contents of the prior application, including the specification, drawings and oath or declaration from the prior application, to constitute this new application, and that the application number of the above identified prior application be assigned for identification purposes. 37 C.F.R. Section 1.53(d)(2)(iv).

It is also requested that the above identified prior application be expressly abandoned as of the filing date accorded this continued prosecution application. 37 C.F.R. Section 1.53(d)(2)(v).

2. With respect to the above identified prior nonprovisional application, this continued prosecution application is being filed before "abandonment".

3. It is noted that:

* This application discloses and claims only subject matter disclosed in the prior application.
37 C.F.R. Section 1.53(d)(2)(ii).

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01 FC:2201
02 FC:2006

5.00 CH

84.00 OP
370.00 OP

- * Filing of this continued prosecution application is to be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. Section 122 to the extent that any member of the public, who is entitled under the provisions of Section 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 C.F.R. Section 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket. 37 C.F.R. Section 1.53(d)(6).
- * Filing of this request is the specific reference required by 35 U.S.C. Section 120 to every application assigned the application number identified in this request and that no amendment in this application may delete this specific reference to any prior application. 37 C.F.R. Sections 1.53(d)(7) and 1.78(a)(2).

4. This continued prosecution application names as inventors, the same inventors named in the prior application on the date this continued prosecution application under 37 C.F.R. Section 1.53(d)(2)(iii) is being filed.

5. Amendment

It is requested that the Amendment After Final Rejection Under 37 C.F.R. § 1.116, mailed November 7, 2002, be entered into the application.

6. Fee Calculation

Regular Application

FEES FOR	TOTAL CLAIMS	EXCESS CLAIMS	FEE	AMOUNT DUE
Basic Filing Fee (37 C.F.R. § 1.16(a))			\$740.00	\$740.00
Total Claims in Excess of 20 (37 C.F.R. § 1.16(c))	17	0	\$18.00	\$0.00
Independent Claims in Excess of 3 (37 C.F.R. § 1.16(b))	5	2	\$84.00	\$168.00
Multiple Dependent Claims (37 C.F.R. § 1.16(d))	NO		\$280.00	0
Subtotal - Filing Fee Due				\$908.00
Reduction by 50%, if Small Entity (37 C.F.R. §§ 1.9, 1.27, 1.28)		MULTIPLY BY 0.50		\$454.00
TOTAL FILING FEE DUE				\$454.00
Extension of Time of one-month (small entity)	0		\$0.00	\$0.00
GRAND TOTAL DUE				\$454.00

7. **Extension of Time**

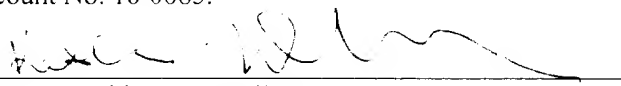
A Notice of Appeal was filed on November 7, 2002. No extension of time is required.

8. **Authorization to Charge Additional Fees**

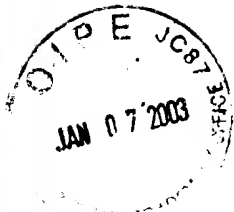
The Commissioner is hereby authorized to charge any deficiency of the fees required by this paper to Account No. 16-0085, Reference 2312/2062.

9. **Instructions as to Overpayment:** Credit Account No. 16-0085.

Date: January 7, 2003



Name: Kathleen M. Williams
Registration No.: 34,380
Palmer & Dodge LLP
111 Huntington Avenue
Boston, MA 02199-7613
Tel: 617-239-0100



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Kathleen M. Williams

Name of Person Mailing Paper


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TRANSMITTAL LETTER

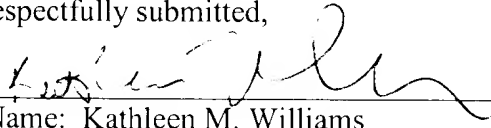
Enclosed for filing the above-identified patent application, please find the following documents:

1. Continued Prosecution Application (CPA) (37 C.F.R. §1.53(d));
2. Check in the amount of \$454.00 for the requisite fees; and
3. Postcard.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference 2312/2062. A duplicate of this transmittal letter is enclosed for accounting purposes.

Respectfully submitted,

Date: January 7, 2003


Name: Kathleen M. Williams
Registration No.: 34,380
Palmer & Dodge LLP
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